

ILLINOIS POLLUTION CONTROL BOARD
September 18, 1975

ENVIRONMENTAL PROTECTION AGENCY,)
Complainant,)
)
v.) PCB 74-471
)
WILFORD E. JOHNSON and)
NORMA I. JOHNSON,)
d/b/a BYRON SALVAGE,)
Respondents.)

ORDER OF THE BOARD (by Mr. Goodman):

This Order will dispose of Respondent's motions filed on September 9, 1975, and Complainant's motion filed on September 16, 1975, in the above captioned cause.

Respondent's Motion to Dismiss by reason of the statute limitations is hereby denied as the violation alleged is of a continuing nature.

Respondent's Motion to Strike and Dismiss by reason of the Complainant's alleged failure to cite dates and locations of violations is hereby denied as untimely.

Respondent's Motion for a Bill of Particulars or Request for Answers to Interrogatories, is hereby remanded to the Hearing Officer in this matter for action.

Complainant's Motion to Compel Answers to Interrogatories is hereby granted. Since no objections were offered to the February 17, 1975, Order of the Hearing Officer that certain information be produced by Respondents in this case, it is the Order of the Board that said information be produced by the Respondents forthwith.

IT IS SO ORDERED

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 18th day of September, 1975 by a vote of 3-0.

Christan L. Moffett (gr)
Christan L. Moffett, Clerk
Illinois Pollution Control Board